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6 UNITES STATES DISTRICT COURT

7 CLARK COUNTY, NEVADA

8 GRACE THOMPSON; individually
and as the Personal Representative
9 of the Estate of Lucky Thompson

10 Plaintiffs,

11 v.

12 UNIVERSITY MEDICAL CENTER
a Political Subdivision of the County, Clark
13 MASON VANHOUWEILING individually;
DEBRA FOX, individually;
14 DOES I-XX.

15
16
17 Defendants.

2:18-cv-01803-APG-VCF

Case No.: ~~2:18-18-CV-01803~~-APG-VCF

STIPULATION TO STAY DISCOVERY
PENDING THE COURT'S DECISIONS
THE PENDING MOTION TO
DISMISS [ECF NO.5]

[FIRST REQUEST]

18 Pursuant to Local Rules of Practice for the United States District Court for the District of
19 Nevada ("LR") IA 6-1, 6-2, and 7-1,; Defendant University Medical Center ("UMC", by through
20 its counsel Matthew T. Dushoff, Esq.; and Plaintiff Grace Thompson ("Plaintiff"), by and
21 through her counsel Leslie M. Stovall, Esq. of the law firm Stovall and Associates, hereby
22 stipulate and agree, and respectfully request that the Court stay the filing of a Discovery Plan and
23 Scheduling Order required by Fed. R. Civ. P. 26(f) and LR 26-1(d), and the conducting of all
24 discovery in this action, pending this Court's resolution of Defendant UMC's Motion to Dismiss
25 Complaint [ECF No.5]

26 This instant Stipulation to Stay Discovery Pending the Court's Decisions on the Rule 12
27 Dismissal Motion, is the Parties' first request to stay the filing of a Discovery Plan and
28

1 Scheduling Order required by FED. R. CIV. P. 26(f) and LR 26-1, and to stay the conducting of
2 all discovery, in this Action.

3 Without conceding the merits of the Rule 12 Dismissal Motion the Parties agree that
4 should this Court grant the Rule 12 Dismissal Motion, the Court's decision may be dispositive of
5 this Action, and no further proceedings or discovery by and among the Parties will therefore be
6 required, unless otherwise ordered by this Court. As such, the Parties respectfully suggest that a
7 stay of all further discovery obligations under FED. R. CIV. P. 26(f) and LR 26-1 is warranted,
8 and said stay will preserve valuable judicial resources, party resources, and time pending
9 resolution of the Rule 12 Dismissal Motion.

10 If the Court denies the Rule 12 Dismissal Motion in whole or in part, the remaining
11 Parties to this Action agree to submit a Discovery Plan and Scheduling Order within thirty (30)
12 calendar days after the date of entry of the Court's Order on the Rule 12 Dismissal Motion. No
13 other parties are affected by this Stipulation.

14 For the foregoing reasons, the Parties respectfully proffer that good cause exists to grant
15 this Stipulation staying Discovery. The undersigned represent this Stipulation is not intended for
16 purposes of delay.

17
18 Date this 14th day of November 2018

Date this 14th day of November 2018

19
20 /s/ Leslie Mark Stovall

/s/ Matthew T. Dushoff

21 _____
22 Leslie Mark Stovall, Esq.
23 *Attorney for Grace Thompson*

Matthew T. Dushoff, Esq.
Attorney for UMC

24
25 IT IS HEREBY ORDERED that a status hearing
26 is scheduled for 10:00 AM, May 7, 2019, in courtroom 3D.

IT IS SO ORDERED:

27
28 
~~UNITED STATES DISTRICT JUDGE /~~
UNITED STATES MAGISTRATE JUDGE
DATED: _____

11-14-2018